



# 14

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

*Subsection (b) of 35 U.S.C § 132, effective on May 29, 2000,  
provides for continued examination of a utility or plant  
application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).*

Applicant: Durst; Almanza

Serial No: 09/884,656

Mark: ENHANCED BALLISTIC  
PROTECTION MATERIAL

Filed: June 20, 2001

Group Art: 1772

Examiner: Jane Rhee

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000) 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

**a. ☒ Previously Submitted**

- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 6/4/03.  
ii. ☒ Consider the arguments in the Appeal Brief or Reply Brief previously filed on 6/4/03.  
iii. ☐ Other \_\_\_\_\_

**b. ☐ Enclosed**

- i. ☐ Amendment/Reply  
ii. ☐ Affidavits(s)/Declaration(s)  
iii. ☐ Information Disclosure Statement (IDS)  
iiii. ☐ Other \_\_\_\_\_

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period to exceed 3 months; Fee under 37 C.C.R. § 1.17(i) required)  
b. ☐ Other \_\_\_\_\_

**3. Fees** *The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.*

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. \_\_\_\_\_.  
i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)  
ii. ☐ Extension of time fee (37 C.F.R. 37 §§ 1.136 and 1.17)  
iii. ☐ Other \_\_\_\_\_  
b. ☒ Check in the amount of \$375.00.  
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**RECEIVED**

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OFFICE OF PETITIONS

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**Signature of Applicant, Attorney, or Agent**

Signature: \_\_\_\_\_

Mark C. Jacobs, 55354

Date: 6-30-03

**Certificate of Mailing**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class Mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22213-1450

on 6-30-03

Signature \_\_\_\_\_

Mark C. Jacobs, 55354